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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : D. Hochrainer et al.) Art Unit: 3727
U.S. Appln. No. : 10/815,531) Examiner: To be assigned
Confirmation No. : 3470
U.S. Filing Date : April 1, 2004
Title of Invention : Pressure Compensation Device for a Two-Part Container
Attny. Docket No.: 1/1072 PCT-1-C1

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

August 20, 2004

TRANSMITTAL LETTER FOR INFORMATION DISCLOSURE STATEMENT

Sir:

Transmitted herewith concerning the subject application is an Information Disclosure Statement (Form 1449A/B) under 37 C.F.R. §§1.56 and 1.97, as more specifically described hereinbelow.

1.97(b). This Statement is being filed: i) within three (3) months of the filing date of a national application other than a continued prosecution application under 33 C.F.R. §1.53 (d); ii) within three (3) months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application; iii) before the mailing of a first Office action on the merits; or iv) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. §1.114.

1.97(c). This Statement is being filed after the time period specified in 37 C.F.R. §1.97(b), but before the mailing date of: i) a final action under 37 C.F.R. §1.113, ii) a notice of allowance under 37 C.F.R. §1.311, or iii) an action that otherwise closes prosecution in the application. This Statement is being accompanied by:

- A statement as specified in 37 C.F.R. §1.97(e) [see below]; or
- The fee set forth in 37 C.F.R. §1.17(p).

The Commissioner is hereby authorized to charge payment of the \$180.00 fee set forth in 37 C.F.R. §1.17(p) to Deposit Account No. 02-2955.

1.97(d). This Statement is being filed after the period specified in 37 C.F.R. §1.97(c) but on or before payment of the issue fee. This Statement is accompanied by a statement as specified in 37 C.F.R. §1.97(e) [see below] and the fee set forth in 37 C.F.R. §1.17(p).

1.97(e).

Each item of information contained in the instant information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to the filing of the instant information disclosure statement; or

No item of information contained in the instant information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing this certification after making reasonable inquiry, no item of information contained in the instant information disclosure statement was known to any individual designated in 37 C.F.R. §1.56(c) more than three (3) months prior to the filing of the instant information disclosure statement.

The fee set forth in 37 C.F.R. §1.17(p).

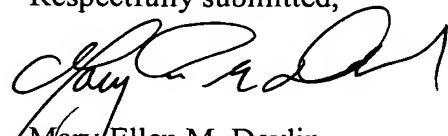
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1.704(d). Each item of information contained in the accompanying information disclosure statement was cited in a communication from a foreign patent office in a counterpart application, which communication was not received by any individual designated in section 1.56(c) more than thirty (30) days prior to the filing of the accompanying information disclosure statement.

The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 C.F.R. §1.16 and any patent application processing fees under 37 C.F.R. §1.17, or credit any overpayment of same, to Deposit Account No. 02-2955.

Triplicate copies of this form are enclosed.

Respectfully submitted,



Mary-Ellen M. Devlin
Attorney for Applicant(s)
Reg. No. 27,928

Patent Department
Boehringer Ingelheim Corp.
900 Ridgebury Road, P.O. Box 368
Ridgefield, CT 06877
Tel: (203) 798-4866

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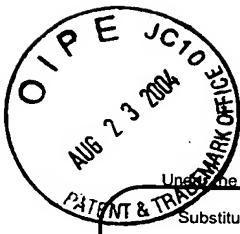
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PTO/SB/08a (08-03)

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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|------------------------|----------------------|
| Application Number | 10/815,531 |
| Filing Date | April 1, 2004 |
| First Named Inventor | D. Hochrainer et al. |
| Art Unit | 3727 |
| Examiner Name | To be assigned |
| Attorney Docket Number | 1/1072 PCT-1-C1 |

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
|--------------------|-----------------------|---|--------------------------------|--|---|----------------|
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
| | | EP 0 315 440 B1 | 05/10/1989 | Merck & Co. Inc. | | |
| | | EP 0 812 625 | 12/17/1997 | Tee Enterprises Limited | | |
| | | EP0322980 | 07/05/1989 | Chemische Industrie Filoform B.V. | | |
| | | WO92/16439 | 10/01/1992 | The Procter & Gamble Co. | | |
| | | WO97/18143 | 05/22/1997 | Braintrust Ltd. | | |

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| Sheet | 2 | of | 3 |

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| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
| | | EP 0169501 | 01/29/1986 | Henkel Kommanditgesellschaft auf Aktien | | |
| | | WO99/43571 | 09/02/1999 | Boehringer Ingelheim International GmbH | | |
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| | | WO 00/27543 | 05/18/2000 | Boehringer Ingelheim International GmbH | | |

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| | | Attorney Docket Number | 1/1072 PCT-1-C1 |

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of

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Case Docket Number 1/10

1/1072 BCT-1 C1

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| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T ⁶ |
| | | Country Code ³ Number ⁴ Kind Code ⁵ (if known) | | | | |
| | | EP 0 622 311 | 02/11/1994 | Shinko Kagaku Kabushiki Kaisha | | |
| | | WO 96/03218 | 02/08/1996 | Aromatik Limited | | |
| | | WO 97/26998 | 07/31/1997 | Unilever PLC | | |
| | | WO 97/12687 | 04/10/1997 | Boehringer Ingelheim International GmbH | | |

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